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DOCKET FILE COPY ORIGINAL

January 21, 1997

BY HAND DELIVERY

Mr. William F. Caton
Acting Secretary
Federal Communications Commission
1919 M Street, N.W.
Room 222
Washington, D.C. 20554

Re:

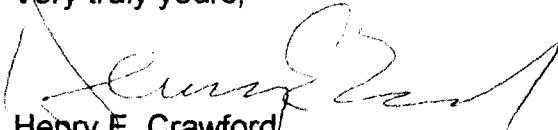
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| In the Matter of Amendment of Section 73.202(b) Table of Allotments FM Broadcast Stations Pueblo Colorado and Pueblo West, Colorado |
| MM Docket No. 96-232 |

Dear Mr. Caton:

Transmitted herewith on behalf of Calhan Radio Company are an original and four (4) copies of its "Reply Comments of Calhan Radio Company" as directed to the Chief, Allocations Branch.

Should any additional information be required, please contact this office.

Very truly yours,


Henry E. Crawford
Counsel for
Calhan Radio Company

cc: Chief, Allocations Branch

Rec'd of Calhan Radio
LOS ANGELES 024

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C.

In the Matter of)
)
Amendment of Section 73.202(b))
Table of Allotments) MM Docket No. 96-232
FM Broadcast Stations) RM No. 8868
Pueblo Colorado and)
Pueblo West, Colorado)

To: Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

REPLY COMMENTS OF CALHAN RADIO COMPANY

Calhan Radio Company ("Calhan"), by counsel, respectfully submits its *Reply Comments of Calhan Radio Company* in response to the *Comments and Counterproposal of Pueblo Broadcasters, Inc.* ("Comments and Counterproposal") filed on January 6, 1997, by Pueblo Broadcasters, Inc. ("Pueblo").¹ In support thereof, the following is stated:

I. INTRODUCTION

1. In its original rulemaking petition, Pueblo, licensee of FM station KYZX(FM), sought to modify its outstanding construction permit to move its proposed facilities from Pueblo, Colorado to Pueblo West, Colorado. The move would be accomplished by deleting Channel 283C2 from Pueblo, Colorado and allotting Channel 283C2 to Pueblo West, Colorado. The rationale offered in support of the proposal was that the move would bring a first local aural service

¹ Calhan previously filed a Petition for Rulemaking seeking to allot Channel 280A to the city of Calhan, Colorado. That proceeding would be negatively impacted by the counterproposal advanced by Pueblo in the present proceeding.

to the community of Pueblo West. The Pueblo proposal involved no change of channel. No other existing station or allocation would be affected.²

2. In its Comments and Counterproposal, Pueblo now seeks to change cities and channels from Channel 283C2 in Pueblo, Colorado to Channel 280C1 to Pueblo West, Colorado. This would require FM station KSTY(FM)³ in Canon City, Colorado to change its frequency from 280A to 283A and relocate its transmitter site. The counterproposal would also require Calhan to move its pending rulemaking request from Channel 280A to Channel 284A.

II. ARGUMENT

A. Pueblo Can Achieve Its Goals In A Manner Less Disruptive To The Commission's Allocations Scheme

3. The Pueblo upgrade can be accommodated without changing the allocations at Calhan and Canon City. As demonstrated in the attached engineering statement, Pueblo can upgrade to a Class C1 station on its existing Channel 283. This proposal would blanket both Pueblo West and Pueblo Colorado with a city grade signal.⁴ Moreover, no other existing station or allocation would be affected by the upgrade.

4. Staying at Channel 283 would also afford Pueblo with the opportunity to further upgrade to a full Class C facility. This is amply demonstrated in Exhibit 2. Consequently, upgrading at Channel 283 would provide additional flexibility for Pueblo. Operation on Channel 283C would expand the service to encompass several cities in Crowley and Otero counties.

² See, Pueblo's Petition for Rulemaking, p. 4: "No other full service broadcasters are affected by this proposal...."

³ KRLIN, Inc. is the licensee of KSTY(FM) ("KSTY").

⁴ Exhibit 1.

Significantly, this greater service would be gained without having to adversely impact on Calhan or Canon City.

B. KSTY Will Be Able To Achieve A 6 KW Facility

5. Although the Comments and Counterproposal purports to provide added benefits to KSTY, these benefits would only come by moving KSTY to Channel 283A and relocating the KSTY transmitter. However, as demonstrated in Exhibit 3, KSTY can upgrade to a 6 kW facility with only a small relocation of its transmitter. This can be accomplished so long as Pueblo remains at its existing Channel 283.

C. Greater Public Interest Benefits Will Be Realized If Pueblo Remains On Channel 283

6. As shown above, remaining on Channel 283 will: 1) provide Pueblo with the ability to later upgrade to a full Class C station, 2) allow KSTY to upgrade its own facilities, 3) allow Calhan's rulemaking proposal to go forward, and 4) allow the least amount of disruption to the allocation scheme.

7. On the other hand, allowing the channel change will result in several adverse consequences. Existing stations will be required to change channels. The KSTY transmitter will have to be relocated. Calhan's proposal for Channel 280A in Calhan, Colorado will have to be changed to Channel 284A. Significantly, this change would also limit Calhan's own flexibility to upgrade at a later time. Therefore, the Pueblo counterproposal should not be allowed to go forward.

III. CONCLUSION

8. The Pueblo counterproposal would impact negatively on Calhan's proposal for Channel 280A at Calhan, Colorado. It would also require channel

changes for its own station and that of KSTY. However, as shown in the attached exhibits, none of this disruption is necessary. Pueblo can achieve all of its goals using its existing frequency without bringing further disruption to the allocation scheme. Consequently, the Pueblo counter proposal should be denied.

WHEREFORE, Calhan Radio Company respectfully requests that the counterproposal advanced by Pueblo Broadcasters, Inc. in its Comments and Counterproposal of Pueblo Broadcasters, Inc. be denied.

January 21, 1997

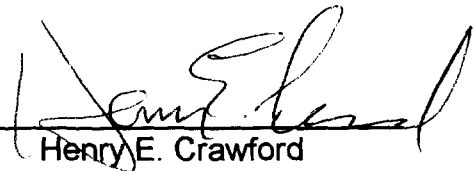
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Respectfully Submitted,

Calhan Radio Company

By:



Henry E. Crawford

Its Attorney

Calhan Radio Company
Reply Comments
January 21, 1997

EXHIBIT 1

Pueblo West 283C1 KYZX

REFERENCE

38 26 27 N

104 21 52 W

CLASS = C1

Current Spacings

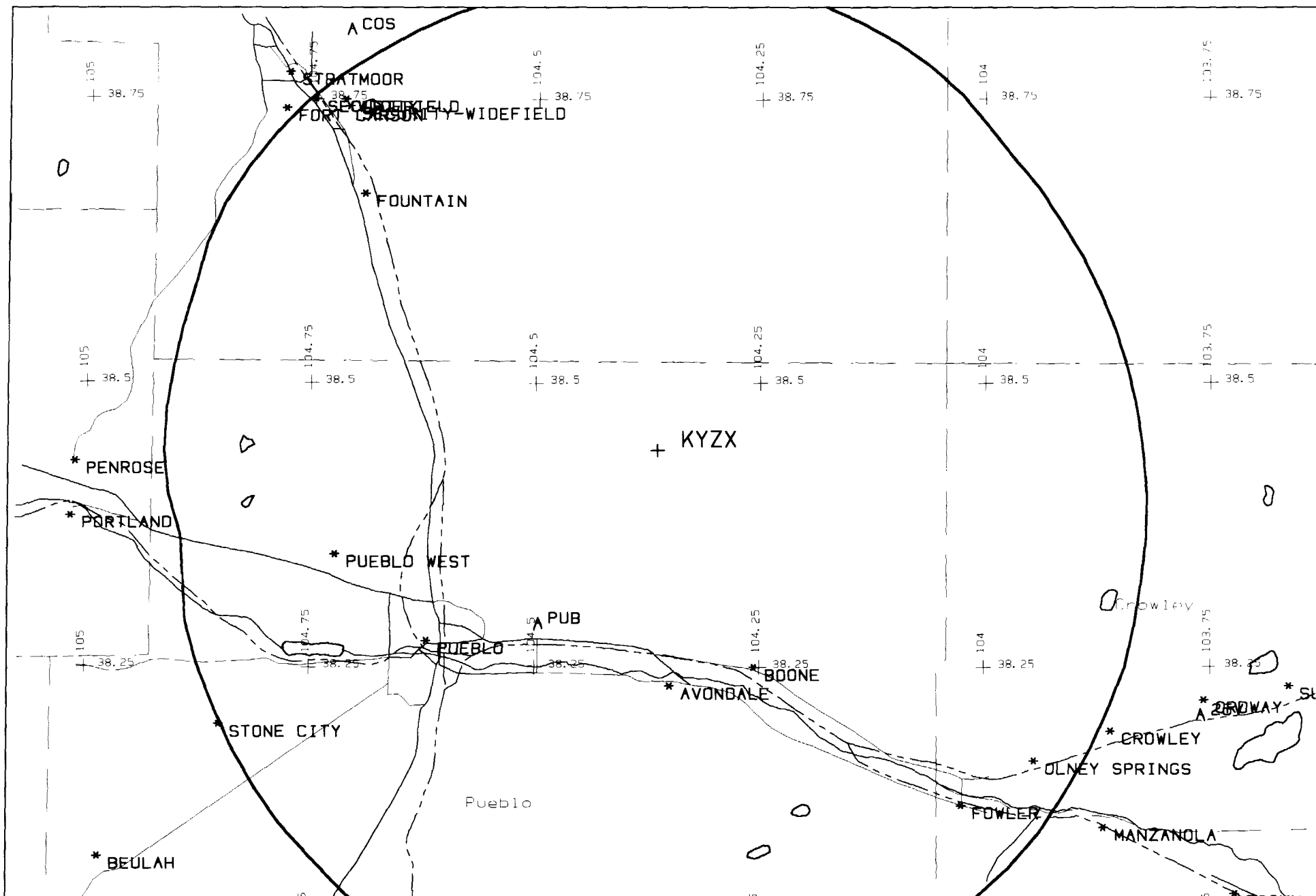
DISPLAY DATES

DATA 01-10-97

SEARCH 01-14-97

----- Channel 283 - 104.5 MHz -----

| Call | Channel | Location | | Dist | Azi | FCC | Margin |
|--------|-----------|-------------|----|--------|-------|-------|---------|
| AD283 | AD 283C2 | Pueblo West | CO | 24.16 | 302.3 | 224.0 | -199.84 |
| KYZX.C | CP 283C2 | Pueblo | CO | 24.16 | 302.3 | 224.0 | -199.84 |
| KYZX | LI 283C2 | Pueblo | CO | 25.51 | 248.8 | 224.0 | -198.49 |
| DE283 | DE 283C2 | Pueblo | CO | 36.41 | 197.3 | 224.0 | -187.59 |
| AD280 | AD 280A | Calhan | CO | 75.05 | 12.0 | 75.0 | 0.05 |
| KSTY | LI 280A | Canon City | CO | 75.06 | 271.9 | 75.0 | 0.06 |
| KQKS | LI 282C1 | Longmont | CO | 189.54 | 346.1 | 177.0 | 12.54 |
| KXKLFM | LI 286C | Denver | CO | 148.05 | 330.7 | 105.0 | 43.05 |
| KSKEFM | LI 284C1 | Vail | CO | 223.78 | 307.1 | 177.0 | 46.78 |
| ALOPEN | AL 229A | Limon | CO | 108.31 | 32.6 | 22.0 | 86.31 |
| KNNG | LI 284C1 | Sterling | CO | 263.94 | 25.2 | 177.0 | 86.94 |
| KBVC.C | CPM 281C3 | Buena Vista | CO | 163.34 | 282.6 | 76.0 | 87.34 |
| KKFG | LI 283C | Bloomfield | NM | 362.00 | 237.5 | 270.0 | 92.00 |
| AP283 | AP 283C | Bloomfield | NM | 369.27 | 241.1 | 270.0 | 99.27 |
| AP283 | AP 283C | Bloomfield | NM | 374.86 | 241.5 | 270.0 | 104.86 |
| AD229 | AD 229C3 | Salida | CO | 141.22 | 272.6 | 24.0 | 117.22 |
| KKNG | LI 283C3 | Laramie | WY | 329.10 | 344.1 | 211.0 | 118.10 |
| KNABFM | LI 281C1 | Burlington | CO | 205.76 | 61.8 | 82.0 | 123.76 |



Calhan Radio Company
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EXHIBIT 2

Pueblo West 283C KYZX

REFERENCE

38 14 46 N

104 10 17 W

CLASS = C

Current Spacings

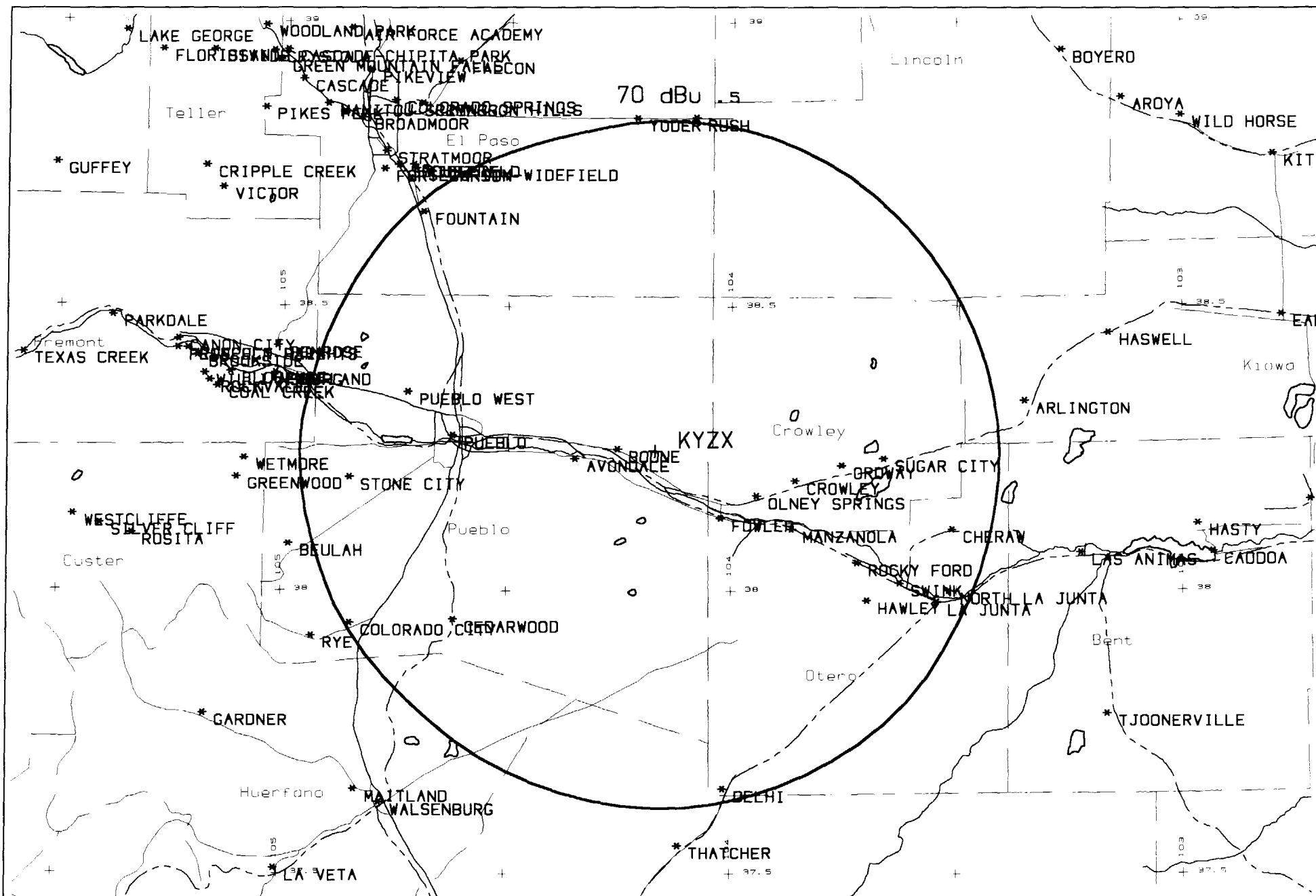
DISPLAY DATES

DATA 01-10-97

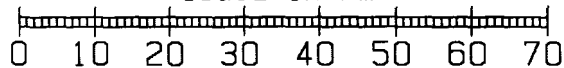
SEARCH 01-14-97

----- Channel 283 - 104.5 MHz -----

| Call | Channel | Location | | Dist | Azi | FCC | Margin |
|--------|-----------|-------------|----|--------|-------|-------|---------|
| DE283 | DE 283C2 | Pueblo | CO | 30.74 | 244.7 | 249.0 | -218.26 |
| KYZX | LI 283C2 | Pueblo | CO | 42.55 | 287.2 | 249.0 | -206.45 |
| AD283 | AD 283C2 | Pueblo West | CO | 50.83 | 313.0 | 249.0 | -198.17 |
| KYZX.C | CP 283C2 | Pueblo | CO | 50.83 | 313.0 | 249.0 | -198.17 |
| KSTY | LI 280A | Canon City | CO | 95.02 | 284.8 | 95.0 | 0.02 |
| AD280 | AD 280A | Calhan | CO | 95.02 | 359.4 | 95.0 | 0.02 |
| KQKS | LI 282C1 | Longmont | CO | 214.89 | 343.2 | 209.0 | 5.89 |
| KSKEFM | LI 284C1 | Vail | CO | 250.39 | 308.9 | 209.0 | 41.39 |
| KNNG | LI 284C1 | Sterling | CO | 277.33 | 20.3 | 209.0 | 68.33 |
| KXKLFM | LI 286C | Denver | CO | 175.22 | 329.5 | 105.0 | 70.22 |
| KKFG | LI 283C | Bloomfield | NM | 365.71 | 241.9 | 290.0 | 75.71 |
| AP283 | AP 283C | Bloomfield | NM | 374.65 | 245.4 | 290.0 | 84.65 |
| KBVC.C | CPM 281C3 | Buena Vista | CO | 185.36 | 288.1 | 96.0 | 89.36 |
| AP283 | AP 283C | Bloomfield | NM | 380.43 | 245.7 | 290.0 | 90.43 |
| ALOPEN | AL 229A | Limon | CO | 120.19 | 20.3 | 29.0 | 91.19 |
| KNABFM | LI 281C1 | Burlington | CO | 202.82 | 54.3 | 105.0 | 97.82 |
| KKNG | LI 283C3 | Laramie | WY | 354.68 | 342.6 | 237.0 | 117.68 |



Scale in km



KYZX 283C 100kW 2013M AMSL

N. Lat. 38 14 46

W. Lng. 104 10 17

70dbu City Grade

- 01/97

Calhan Radio Company
Reply Comments
January 21, 1997

EXHIBIT 3

280A (6KW) KSTY Canon City CO

REFERENCE

38 25 48 N

105 15 35 W

CLASS = A

Current Spacings

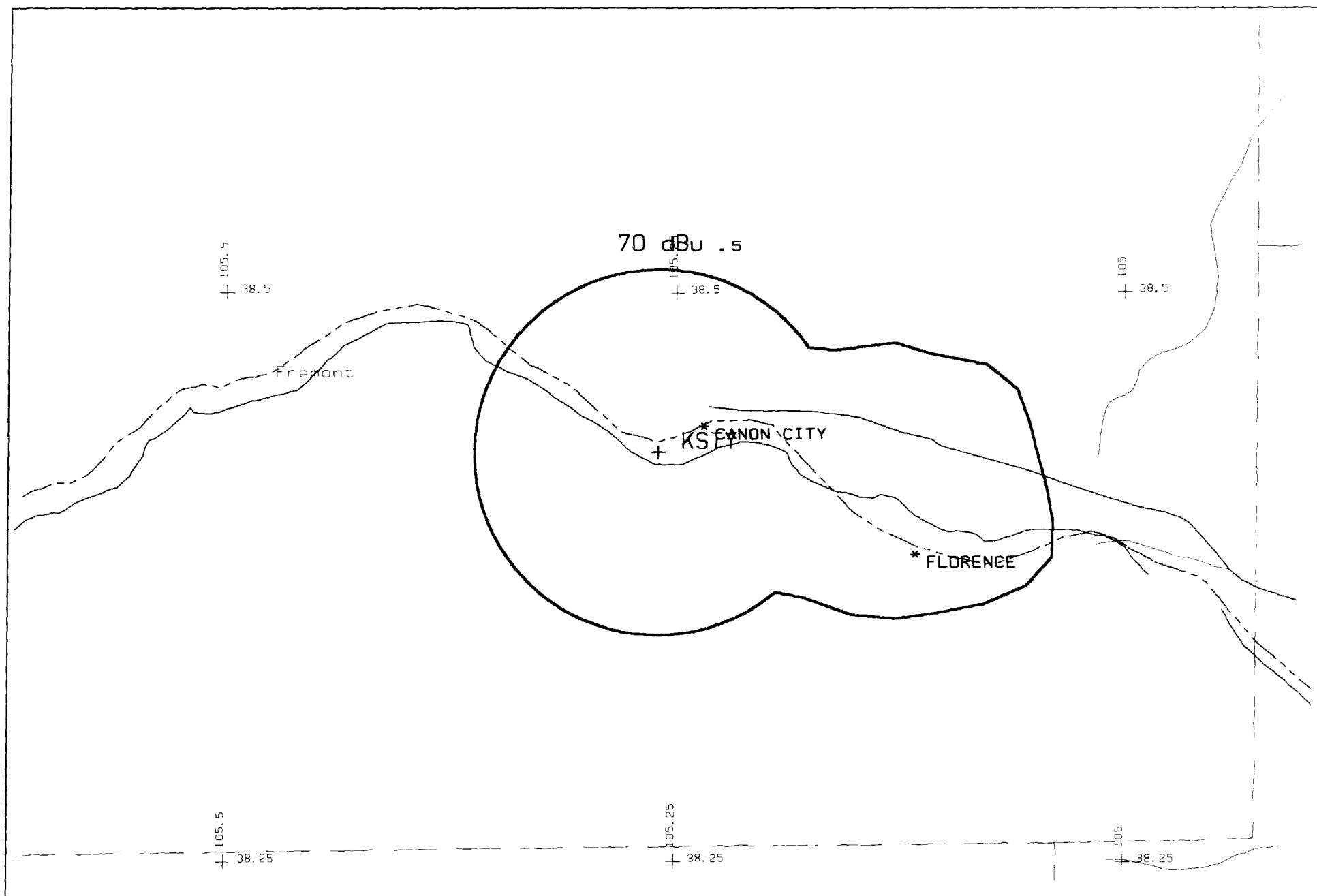
Channel 280 - 103.9 MHz

DISPLAY DATES

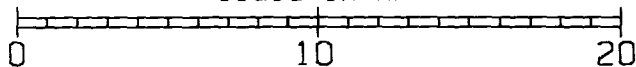
DATA 01-10-97

SEARCH 01-14-97

| Call | Channel | | Location | | Dist | Azi | FCC | Margin |
|--------|---------|-------|------------------|----|--------|-------|-------|---------|
| KSTY | LI | 280A | Canon City | CO | 4.53 | 43.3 | 115.0 | -110.47 |
| KYZX | LI | 283C2 | Pueblo | CO | 55.01 | 98.2 | 55.0 | 0.01 |
| KBVC.C | CPM | 281C3 | Buena Vista | CO | 89.01 | 293.6 | 89.0 | 0.01 |
| KYZX.C | CP | 283C2 | Pueblo | CO | 59.33 | 76.0 | 55.0 | 4.33 |
| AD283 | AD | 283C2 | Pueblo West | CO | 59.33 | 76.0 | 55.0 | 4.33 |
| AD280 | AD | 280A | Calhan | CO | 119.62 | 51.0 | 115.0 | 4.62 |
| DE283 | DE | 283C2 | Pueblo | CO | 75.35 | 116.3 | 55.0 | 20.35 |
| KRFX | LI | 278C | Denver | CO | 144.39 | 0.8 | 95.0 | 49.39 |
| KSNOFM | AP | 280A | Snowmass Village | CO | 170.37 | 302.8 | 115.0 | 55.37 |
| KSNOFM | LI | 280A | Snowmass Village | CO | 170.37 | 302.8 | 115.0 | 55.37 |
| KQKS | LI | 282C1 | Longmont | CO | 187.56 | 9.3 | 75.0 | 112.56 |



Scale in km



KSTY 280A 6kW 1760M AMSL
N. Lat. 38 25 48 W. Lng. 105 15 35

6KW 70dbuCityGrade
- 01/97

CERTIFICATE OF SERVICE

I, Henry E. Crawford, do hereby certify that copies of the foregoing
Petition for Rulemaking have been served by United States mail, postage
prepaid this 21st day of January, 1997 upon the following:

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Policy and Rules Division
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Lincoln, Nebraska 68510
Licensee of KSTY(FM)

*Hand Delivered


Henry E. Crawford